

GENERAL, ADMINISTRATIVE and MISCELLANEOUS

1-11. Interagency Agreements

1. AUTHORITY. To enter into (sign) agreements between EPA and other Federal agencies, State governments, or local governments which:
 - a. Provide for the furnishing of goods or services in exchange for the payment of an agreed amount of funds; or
 - b. Set forth basic policies and procedures governing their relationships on matters of mutual interest and responsibility, under which no exchange of funds occurs.
2. TO WHOM DELEGATED.
 - a. The Senior Resource Official for Region 5 having given his approval, the authorities under subsections 1.a. and 1.b. hereby are redelegated to the Emergency Support Function 10 Regional Chair for EPA Region 5, but are limited to actions under the Federal Response Plan (under any Emergency Support Function annex) when an emergency requires immediate action and the other Agency may not initiate activities without written authorization.
3. LIMITATIONS.
 - a. Exercise of these authorities is limited to agreements which originate in Region 5.
 - b. In accordance with the Federal Acquisition Streamlining Act, the Region 5 Award official may not sign an Interagency Agreement authorized by the Economy Act of 1932 which involves access to another Agency's contract unless the Senior Resource Official approves a Determination and Findings in support of the agreement.
 - c. These redelegations of authorities have been approved by the Senior Resource Official for Region 5 in a memorandum, and these redelegations are valid only as long as the Senior Resource Official's approvals remain valid and are not withdrawn or altered in any material respect.

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4. REDELEGATION AUTHORITY. These authorities may not be further redelegated, except that the Emergency Support Function 10 Regional Chair for Region 5 may authorize a designee to exercise those authorities specified in subsection 2.b, above.
5. ADDITIONAL REFERENCES.
 - a. Statutory authority for EPA to enter into Interagency Agreements is contained in the Economy Act of 1932, as amended, 31 U.S.C. § 1535, the Intergovernmental Cooperation Act of 1968, as amended, 35 U.S.C. § 6501, and in the "cooperation" provisions of EPA program statutes.
 - b. As used in this delegation, the term "Interagency Agreements" includes agreements between EPA and other Federal agencies (Interagency Agreements) and between EPA and State and local governments (Intergovernmental Agreements).
 - c. These authorities shall be exercised in accordance with the policies and procedures set forth in the Assistance Administration Manual.
 - d. The Inspector General Act of 1978, Public Law No. 95-452, as amended, 5 U.S.C. app. (1982), vests the Inspector General with similar authority to enter into agreements with other public agencies.
 - e. EPA requires the use of Interagency Agreements (IAGs) to transfer goods and services and related funds between it and other Federal agencies. During disasters EPA will transfer goods and services with a Mission Assignment, an IAG, and/or an Emergency Funding Authorization (EFA), depending on the nature of the response. The EFA is a simpler version of EPA's IAG and is only used for disaster response support taskings. If another Federal agency agrees, the EFA also may be used when EPA provides response support. Most of these response activities occur in EPA's Regional Offices. For additional information refer to EPA's "Disaster and Emergency Response Mission Assignment Guidance," October 1997 (EPA 540-R-97-034).
 - f. National Contingency Plan (NCP), 40 C.F.R. part 300.
 - g. Applicable memoranda containing the approval(s) of the Senior Resource Official, as specified in subsections 3.b and 3.c, above.

Delegation of Authority from the Regional Administrator